



Criminal Justice and Court Services Act 2000

2000 CHAPTER 43

PART II

PROTECTION OF CHILDREN

Indecent photographs of children: increase of maximum penalties

41 Indecent photographs of children: increase of maximum penalties.

- (1) In section 6(2) of the ^{M1}Protection of Children Act 1978 (punishments), for “three” there is substituted “ten”.
- (2) In Article 3(4)(a) of the ^{M2}Protection of Children (Northern Ireland) Order 1978 (indecent photographs of children), for “three” there is substituted “ten”.
- (3) In section 160 of the ^{M3}Criminal Justice Act 1988 (summary offence of possession of indecent photograph of child)—
 - (a) after subsection (2) there is inserted—

“(2A) A person shall be liable on conviction on indictment of an offence under this section to imprisonment for a term not exceeding five years or a fine, or both.”,
 - (b) for the sidenote there is substituted “ Possession of indecent photograph of child ”.
- (4) In Article 15 of the ^{M4}Criminal Justice (Evidence, etc.) (Northern Ireland) Order 1988 (summary offence of possession of indecent photograph of child)—
 - (a) after paragraph (2) there is inserted—

“(2A) A person shall be liable on conviction on indictment of an offence under paragraph (1) to imprisonment for a term not exceeding five years or a fine, or both.”,

Changes to legislation: Criminal Justice and Court Services Act 2000, Section 41 is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (b) for the heading there is substituted “ Possession of indecent photograph of child ”.

Marginal Citations

M1 1978 c. 37.

M2 S.I. 1978/1047 (N.I. 17).

M3 1988 c. 33.

M4 S.I. 1988/1847 (N.I. 17).

Changes to legislation:

Criminal Justice and Court Services Act 2000, Section 41 is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 64(1)(a)(aa) substituted for s. 64(1)(a) by [2003 c. 44 s. 266\(2\)](#)
- s. 64(4A) inserted by [2003 c. 44 s. 266\(3\)](#)
- s. 64(5)(f) and word inserted by [2003 c. 44 s. 266\(4\)](#)
- s. 64(5)(f) words inserted by [2006 c. 52 Sch. 16 para. 185\(a\)](#)
- s. 64(5)(f) words inserted by [2012 c. 10 Sch. 21 para. 18](#)
- s. 64(5)(f) words inserted by [2012 c. 10 Sch. 22 para. 19](#)
- s. 64(6) amendment to earlier affecting provision [2003 c. 44 s. 266\(5\)](#) by [S.I. 2008/912 Sch. 1 para. 19\(15\)](#)
- s. 64(6) inserted by [2003 c. 44 s. 266\(5\)](#)
- s. 64(6) words repealed by [2004 c. 31 Sch. 5 Pt. 4](#)
- s. 64(8) words inserted by [2021 c. 11 Sch. 13 para. 38\(5\)](#)
- s. 85(7B) applied (with modifications) by [S.I. 2014/3141 Sch. 3 para. 5\(7\)](#)